

Notice of Allowability

Application No.

10/799,738

Examiner

KUEN S. LU

Applicant(s)

MURET ET AL.

Art Unit

2156

- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 4/9/2009.
2. ☒ The allowed claim(s) is/are 15, 17-25 and 27-32 (renumbered to 1-16).
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date 3/15/2004
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☒ Interview Summary (PTO-413),
Paper No./Mail Date 6/5/2009.
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____.

/Kuen S Lu/
Primary Examiner, Art Unit 2156

DETAILED ACTION

Continued Examination Under 37 CFR 1.114

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission of Amendment after Final filed on November 7, 2008 has been entered.

2. This action is responsive to Applicants' request for continued examination and Amendment filed April 9, 2009. Examiner recognizes that claims 1-14 were canceled and a new set of claims 15-32 were presented. Based on the subject matter of the net set of claims and newly amended claims by Examiner's Amendment, Examiner hereby allows the application as described below.

3. After a thorough search and examination of the present application, and in light of the following:

RCE filed April 9, 2009;

prior art searched and search results reviewed;

Examiner's Amendments made June 5, 2009 that was authorized to amend claims 15-16 and 25-26; and

a update search on prior art conducted in domains (EAST, NPL-ACM, Google, NPL-

IEEE, etc);

Claims 15, 17-25 and 27-32 (renumbered to 1-16) are hereby allowed.

Drawings

4. This Examiner regrets to reverse previous position on accepting all drawings. A further review of the drawings reveals that Figures 1, 3-4, 6-9, 15-17 and 22-36 are not acceptable. New corrected drawings in compliance with 37 CFR 1.121(d) is required in this application because Figures 1, 3-4, 6-9, 15-17 and 22-36 contain shaded areas which should be cleaned to make texts in the areas readable. Applicant is advised to employ the services of a competent patent draftsman outside the Office, as the Office does not any longer provide such services. The corrected drawings are required in reply to this Notice of Allowability and filed before paying issue fee. The requirement for corrected drawings will not be held in abeyance.

Examiner's Amendments

5. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to Applicants, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee. Proposed for this Examiner's Amendments as listed below was presented to and authorized by in a telephone interview and communications with Mr. Paul E. Franz, Registration Number 45,910, on June 5, 2009.

5.1. Please amend claims 15-16 and 25-26 as follows:

15. (Currently Amended) A computer-implemented method, comprising:

receiving at a server from a client device a report request for a report related to web site traffic;

in response to the report request, sending from the server web site traffic data and application code to the client device, the application code comprising instructions that cause the client device to:

generate a report to display the web site traffic data;

time the display of the web site traffic data;

periodically request updated web site traffic data according to the time of the display; and

update the report with the updated web site traffic data; and

sending from the server to the client device the updated web site traffic data in response to the request for updated web site traffic data,

wherein the web site traffic data and the updated web site traffic data generated at the server each are an image map defining a plurality of hyperlink areas and graphically depicting web site traffic parameter data, and

wherein the application code further comprises instructions that cause the client device to generate, in response to a selection of one of the hyperlink areas, a web site traffic parameter data request corresponding to the graphical depiction of the web site traffic parameter data in the selected hyperlink area.

16. (Canceled)

25. (Currently Amended) A system, comprising:

a data storage storing traffic information for a plurality of visitors to a web site;
one or more server computers in data communication with the data storage, the one or more server computers including application code and a reporting engine, wherein:
the application code comprises instructions that cause a client device to:
generate a report to display web site traffic data;
time the display of the web site traffic data;
periodically request updated web site traffic data according to the time of the display; and
update the report with the updated web site traffic data; and
the reporting engine is configured to generate the web site traffic data and the updated web site traffic data,

wherein the web site traffic data and the updated web site traffic data each are an image map defining a plurality of hyperlink areas and graphically depicting web site traffic parameter data, and

wherein the application code further comprises instructions that cause the client device to generate, in response to a selection of one of the hyperlink areas, a web site traffic parameter data request corresponding to the graphical depiction of the web site traffic parameter data in the selected hyperlink area.

26. (Canceled)

Reason for Allowable

4. The following is the Examiner's statement of reasons for allowance:

In the Examiner's Office Actions, dated August 31, 2006 and May 9, 2007, the non-Final and Final Rejections under 35 U.S.C. § 102 rejections were made respectively and mainly based on the reference over Salas et al.: "METHOD AND SYSTEM FOR PROVIDING A NETWORK COLLABORATORY WORK ENVIRONMENT", U.S. Patent 6,233,600, filed 7/15/1997 and issued 5/15/2001, hereafter "Salas"; and Nelson: "DATA ACCESS SYSTEM", U.S. Patent 7,093,194, filed 7/4/2002 and issued 8/15/2006.

In responses to the Office Actions as described above, Applicant respectively argued that Salas and Nelson references do not teach limitations of the independent claims and further filed appeal to review the Office Actions. A detailed review on the communications, including Office Actions and Responses, Examiner is specifically persuaded that the references fail to disclose, teach or suggest the most recently amended features of application code that causes a client device to generate, time and update the report as claimed. In further combination with the features of "client device to generate, in response to a selection of one of the hyperlink areas, a web site traffic parameter data request corresponding to the graphical depiction of the web site traffic parameter data in the selected hyperlink area", Examiner is persuaded that the application as currently amended by the Examiner's Amendment, is in condition for allowance.

Based on the arguments and subject matter as described above, and a further review

of the subject matter of independent claims 15 and 25, Examiner is persuaded that features described and highlighted below is distinctive from prior art on monitoring and analyzing internet traffic:

in response to the report request, sending from the server web site traffic data and application code to the client device, the application code comprising instructions that cause the client device to:

generate a report to display the web site traffic data;

time the display of the web site traffic data;

periodically request updated web site traffic data according to the time of the display; and

update the report with the updated web site traffic data; and

sending from the server to the client device the updated web site traffic data in response to the request for updated web site traffic data,

wherein the web site traffic data and the updated web site traffic data generated at the server each are an image map defining a plurality of hyperlink areas and graphically depicting web site traffic parameter data, and

wherein the application code further comprises instructions that cause the client device to generate, in response to a selection of one of the hyperlink areas, a web site traffic parameter data request corresponding to the graphical depiction of the web site traffic parameter data in the selected hyperlink area.

An update search on prior art in domains (EAST, NPL-ACM, Google, NPL-IEEE, etc) has been conducted. The prior art searched and investigated in the domains (EAST, NPL-ACM, Google, NPL-IEEE, etc) do not fairly teach or suggest teaching of the subject matter as described and highlighted above and disclosed in each of the independent claims 15 and 25.

Claims (17-24) and (27-32) are directly or indirectly dependent upon independent claims 15 and 25, respectively, and are also distinct from the prior art for the same reason.

After a search and a thorough examination of the present Application and in light of the prior art, Claims 15, 17-25 and 27-32 (renumbered to 1-16) are allowed.

Conclusions

5. Any comments considered necessary by Applicants must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance".

Contact Information

6. Any inquiry concerning this communication or earlier communications from the Examiner should be directed to KUEN S. LU whose telephone number is (571)-272-4114. The examiner can normally be reached on Monday-Friday (8:00 am-5:00 pm). If attempts to reach the examiner by telephone pre unsuccessful, the examiner's

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Supervisor, Pierre Vital can be reached on (571)-272-4215. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for Page 13 Published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should You have questions on access to the Private PAIR system; contact the Electronic Business Center (EBC) at 866-217-9197 (toll free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, please call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

KUEN S. LU /Kuen S Lu/

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Primary Patent Examiner

June 11, 2009